

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Atty Dkt. 4161-2

C# M#

UT20 Recd FCPTO 04 JUN 2003

TATO, F

Group Art Unit:

Serial No. 10/088,678

Examiner:

Filed: March 21, 2002

Date: June 4, 2003

Title: METHOD FOR THE SELECTIVE PROTECTION OF PROLIFERATING NORMAL  
CELLS AND THE SELECTIVE ERADICATION OF TUMOR CELLS HAVING AN  
INACTIVE P53 PATHWAY

Assistant Commissioner for Patents  
Washington, DC 20231

Sir:

**RESPONSE/AMENDMENT/LETTER**

This is a response/amendment/letter in the above-identified application and includes an attachment which is hereby incorporated by reference and the signature below serves as the signature to the attachment in the absence of any other signature thereon.

☐ **Correspondence Address Indication Form Attached.****Fees are attached as calculated below:**

Total effective claims after amendment 0 minus highest number  
previously paid for 20 (at least 20) = 0 x \$ 18.00 \$ 0.00

Independent claims after amendment 0 minus highest number  
previously paid for 3 (at least 3) = 0 x \$ 84.00 \$ 0.00

If proper multiple dependent claims now added for first time, add \$280.00 (ignore improper) \$ 0.00

Petition is hereby made to extend the current due date so as to cover the filing date of this  
paper and attachment(s) (\$110.00/1 month; \$410.00/2 months; \$930.00/3 months) \$ 410.00

Terminal disclaimer enclosed, add \$ 110.00 \$ 0.00

☐ First/second submission after Final Rejection pursuant to 37 CFR 1.129(a) (\$750.00) \$ 0.00

☐ Please enter the previously unentered, filed☐ Submission attached**Subtotal \$ 410.00**

If "small entity," then enter half (1/2) of subtotal and subtract -\$ 205.00

☒ Applicant claims "small entity" status. ☐ Statement filed herewith

Rule 56 Information Disclosure Statement Filing Fee (\$180.00) \$ 0.00

Assignment Recording Fee (\$40.00) \$ 0.00

Other: 0.00

**TOTAL FEE ENCLOSED \$ 205.00**

The Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Account No. 14-1140. A duplicate copy of this sheet is attached.

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NIXON &amp; VANDERHYTE P.C.

By Atty: Arthur R. Crawford, Reg. No. 25,327

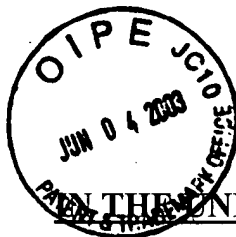
Signature: 

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TATO, F

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NORMAL CELLS AND THE SELECTIVE ERADICATION OF TUMOR CELLS  
HAVING AN INACTIVE P53 PATHWAY

\* \* \* \* \*

June 4, 2003

Commissioner for Patents  
BOX PCT  
PCT Legal Examiner  
PCT Legal Office  
Washington, DC 20231

Sir:

**SUBMISSION OF EXECUTED DECLARATION**

This is responsive to a decision dated February 20, 2003 pointing out certain defects in the previous request to process this application under the provisions of Rule 42.

Attached is a Declaration under Rule 63 signed by the three legal representatives of deceased inventor Franco Tato as well as inventors Zanetti and Grossi.

It is submitted that this revised Declaration addresses the questions and issues raised in the communication of February 20, 2003 and the request to grant status under 37 CFR §1.42 should be granted.

If there are any questions, please contact the undersigned by telephone.

TATO, F

Serial No. 10/088,678

Respectfully submitted,

**NIXON & VANDERHYE P.C.**

By: \_\_\_\_\_



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